IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

WP(C).No. 28371 of 2006(C)

PETITIONER:

RADHA MOHANAN, W/O. K.V.MOHANAN,
KOOTTALACKAL VEEDU, CHITTILAPPILLY VILLAGE,
THRISSUR TALUK.

BY ADV. SRI.K.A.JALEEL,
SRI.N.K.POULOSEKUTTY,
SRI.A.MOHAMMED SAVAD.

RESPONDENTS:
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1. **THE DISTRICT COLLECTOR,**
   THRISSUR.

2. **DEPUTY TAHSILDAR (R.R.),**
   THRISSUR.

3. **THE VILLAGE OFFICER,**
   CHITTILAPPILLY, THRISSUR.

BY GOVT. PLEADER SMT. M.K. PUSHPALATHA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.28371/2006:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE ORDER NO. TA (1)20666/93 DTD. 18/03/1993 ISSUED BY THE DIRECTOR OF AGRICULTURE, TRIVANDRUM.

EXT.P.2: COPY OF THE NOTICE NO. B. 37/93 DTD. 24/09/1997 ISSUED BY THE ASST. DIRECTOR OF AGRICULTURE, PUZHAKKAL.

EXT.P.3: COPY OF THE DEMAND NOTICE DTD. 16/11/1998 ISSUED BY THE R.2. TO THE HUSBAND OF THE PETITIONER.

EXT.P.3.A: COPY OF THE DEMAND NOTICE ISSUED BY THE R.2. TO THE HUSBAND OF THE PETITIONER, BEFORE ATTACHMENT OF THE PROPERTY DTD. NIL.

EXT.P.4: COPY OF THE INVENTORY REPORT PEPARED BY THE REVENUE OFFICIALS DTD. 17/10/2006.

EXT.P.5: COPY OF THE CLAIM PETITION DTD. 18/10/2006 FILED BY THE PETITIONER BEFORE THE R.1.

EXT.P.6: COPY OF THE RESIDENTIAL CERTIFICATE DTD. 15/07/2006 ISSUED BY THE SECRETARY (SPECL. GRADE) ADAT GRAMA PANCHAYAT TO THE PETITIONER.

//TRUE COPY//

prv.

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 28371 OF 2006-C

JUDGMENT

Revenue recovery proceedings were initiated against the petitioner's husband, on the ground that he is the functionary of a Karshaka Samajam, which is in default to pay the amount due to the Government. On the strength of the revenue recovery proceedings, the movables of the petitioner from her house have been attached, as per Ext.P4 mahazar. The petitioner filed Ext.P5 claim petition and thereafter this Writ Petition is filed, seeking appropriate reliefs.

2. The learned Government Pleader, upon instructions, submitted that Ext.P5 has already been disposed of, after hearing the petitioner, on 1.3.2007. If the copy of the order has not been served on the petitioner, the same shall be served on her within two weeks from today. The petitioner may invoke the appellate remedy available to her against the said order. If the petitioner pays the probable amount of the goods covered by Ext.P4, the same shall be returned to her and no further attachment of those movables shall be made. She is given one month's time for the same. No sale of the goods covered by Ext.P4 shall be made for a period of one month from

today.

The Writ Petition is disposed of as above.

12th March, 2007 K.BALAKRISHNAN NAIR, JUDGE.

Nm/